



# DECLARATION FOR PATENT APPLICATION AND POWER OF ATTORNEY

Atty. Docket No. 00-058-TAP  
First Named Inventor JAMES LEE RIES et al.

As a below named inventor, I hereby declare that my residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

## METHOD AND SYSTEM FOR PROVIDING FIELD SCALABILITY ACROSS A STORAGE PRODUCT FAMILY,

the specification of which:

[ ] is attached hereto; or  
[ X ] was filed on (MM/DD/YYYY) 12/28/2000 as U.S. Application Number or PCT International Application No. 09/750,899, and was amended on (MM/DD/YYYY) \_\_\_\_\_ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below, and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed.

<i>Prior Foreign Application Number(s)</i>	<i>Country</i>	<i>Foreign Priority Date (MM/DD/YYYY)</i>	<i>Priority Not Claimed</i>	<i>Certified Copy Attached? (Yes/No)</i>

I hereby claim the benefit under Title 35, United States Code, § 119(e) of any United States provisional application(s) listed below.

<i>Application Number(s)</i>	<i>Filing Date (MM/DD/YYYY)</i>

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application.

<i>Application Number(s)</i>	<i>Filing Date (MM/DD/YYYY)</i>	<i>Status: Patented, Pending, Abandoned</i>

**Declaration for Patent Application (cont'd.)** Atty. Docket No. 00-058-TAP

I hereby appoint the following registered practitioners to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

Ernie L. Brooks, Reg. No. 26,260; James A. Kushman, Reg. No. 25,634; David R. Syrowik, Reg. No. 27,956; Mark A. Cantor, Reg. No. 30,614; Ralph M. Burton, Reg. No. 17,748; Robert C.J. Tuttle, Reg. No. 27,962; Earl J. LaFontaine, Reg. No. 30,766; Ronald M. Nabozny, Reg. No. 28,648; Thomas A. Lewry, Reg. No. 30,770; John E. Nemazi, Reg. No. 30,876; Kevin J. Heintz, Reg. No. 29,805; William G. Abbatt, Reg. No. 31,936; Donald J. Harrington, Reg. No. 17,427; Timothy G. Newman, Reg. No. 34,228; Frederick M. Ritchie, Reg. No. 18,669; Robert C. Brandenburg, Reg. No. 29,048; A. Frank Duke, Reg. No. 20,937; John M. Halan, Reg. No. 35,534; Jeffrey M. Szuma, Reg. No. 35,700; James R. Ignatowski, Reg. No. 26,741; Frank A. Angileri, Reg. No. 36,733; William G. Conger, Reg. No. 31,209; Sangeeta G. Shah, Reg. No. 38,614; Christopher W. Quinn, Reg. No. 38,274; Robert C. Jones, Reg. No. 35,209; David S. Bir, Reg. No. 38,383; Konstantine J. Diamond, Reg. No. 39,657; James N. Kallis, Reg. No. 41,102; Hugo A. Delevie, Reg. No. 32,688; Ralph E. Smith, Reg. No. 35,474; Michael S. Brodbine, Reg. No. 38,392; Jeremy J. Curcuri, Reg. No. 42,454; Mark D. Chuey, Reg. No. 42,415; Pete N. Kioussis, Reg. No. 41,117; Stephanie M. Mansfield, Reg. No. 43,773; Mark E. Stuenkel, Reg. No. 44,364; Matthew R. Mowers, Reg. No. 44-956; Timothy R. Schulte, Reg. No. 29,013; Wayne P. Bailey, Reg. No. 34,289; Lawrence G. Almeda, Reg. No. 46,151; Ginta Kukainis, Reg. No. 46,082; Seth E. Rodack, Reg. No. 45,622; James W. Proscia, Reg. No. P-47,010; Matthew M. Jakubowski, Reg. No. 44,801.

Address all correspondence and telephone calls to Timothy R. Schulte  
at Storage Technology Corporation, One StorageTek Drive, MS-4309, Louisville, Colorado 80028-4309, (303) 673-5989.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

**Full Name of Sole or First Inventor** JAMES LEE RIES

Inventor's signature James L. Ries Date 3/8/01

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Residence (same as above) Citizenship USA

**Full Name of Second Joint Inventor** DANIEL JAMES PLUTT

Inventor's signature Daniel James Plutt Date 3-8-01

Mailing address 1049 E. Iliff Way, Superior, Colorado 80027

Residence (same as above) Citizenship USA

**Full Name of Third Joint Inventor** JON H. BENSON

Inventor's signature Jon Benson Date 3-14-01

Mailing address 921 Monroe Way, Superior, Colorado 80027

Residence (same as above) Citizenship USA

## ASSIGNMENT

For the sum of One Dollar (\$1.00) and other good and valuable consideration, receipt of which is hereby acknowledged, we James L. Ries, Daniel J. Plutt, and Jon H. Benson, of 7345 Buckingham Road, Boulder, Colorado 80301, 1049 E. Iliff Way, Superior, Colorado 80027, and 921 Monroe Way, Superior, Colorado 80027, respectively, do hereby assign, sell and set over to Storage Technology Corporation, a corporation organized and existing under the laws of the State of Delaware and having a place of business at One StorageTek Drive, MS-4309, Louisville, Colorado 80028-4309, U.S.A., hereinafter referred to as the ASSIGNEE, its successors, assigns or other legal representatives, the entire right, title and interest, domestic and foreign, in and to the inventions and discoveries in

### METHOD AND SYSTEM FOR PROVIDING FIELD SCALABILITY ACROSS A STORAGE PRODUCT FAMILY

set forth in the application for United States Letters Patent executed by us on the \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, and on the \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, respectively; or

for which an application for a United States Patent was filed on December 28, 2000, Application No. 09/750,899 (we hereby authorize our attorney to insert the application filing date and number when they become known),

including the right of said ASSIGNEE, its successors, assigns or other legal representatives to make applications and to receive Letters Patent for said inventions and discoveries in any and all foreign countries in its or their own name or names, or in our names, at its or their election, and we hereby assign, sell and set over to said ASSIGNEE, its successors, assigns or other legal representatives, all rights of priority in and to said inventions and discoveries in all countries, including all applications claiming benefit of the filing date hereof, continuations, continuations-in-part, divisionals, reexaminations and reissue applications.

And we hereby agree for ourselves, our heirs, successors, assigns or other legal representatives to execute any and all papers, including applications for Letters Patent of any and all kinds and in any and all countries and to perform any and all acts which said ASSIGNEE, its successors, assigns or other legal representatives may deem necessary to secure thereto the rights herein assigned, sold and set over.

And we hereby represent and warrant that we have not granted any rights inconsistent with the rights granted herein.

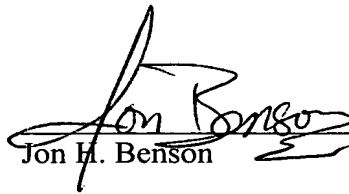
Date: 3/8/\_\_\_\_\_, 2001

  
James L. Ries

Date: 3-8\_\_\_\_\_, 2001

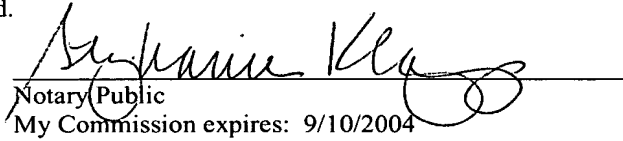
  
Daniel J. Plutt

Date: 3-14-, 2001

  
Jon H. Benson

STATE OF COLORADO )  
 ) ss.  
COUNTY OF BOULDER )

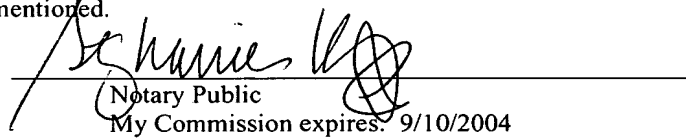
On this 8 day of March, 2001, personally appeared before me James L. Ries, to me known to be the person named in and who executed the above instrument, and acknowledged that he executed the same for the uses and purposes therein mentioned.

  
Notary Public  
My Commission expires: 9/10/2004

(SEAL)

STATE OF COLORADO )  
 ) ss.  
COUNTY OF BOULDER )

On this 8 day of March, 2001, personally appeared before me Daniel J. Plutt, to me known to be the person named in and who executed the above instrument, and acknowledged that he executed the same for the uses and purposes therein mentioned.

  
Notary Public  
My Commission expires: 9/10/2004

(SEAL)

STATE OF COLORADO )  
 ) ss.  
COUNTY OF BOULDER )

On this 14 day of March, 2001, personally appeared before me Jon H. Benson, to me known to be the person named in and who executed the above instrument, and acknowledged that he executed the same for the uses and purposes therein mentioned.

  
Notary Public  
My Commission expires: 9/10/2004

(SEAL)